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TODD C. FAHEY

Attorney

Practice Focus

Business, Real Estate, Educational, Religious & Non-Profit Organizations

Experience

Todd is a business and real estate lawyer with extensive experience representing non-profit organizations. Todd serves as general legal counsel to many entrepreneurs, businesses, real estate investors, and is also counsel to various New Hampshire charitable trusts, non-profit organizations, trade organizations, and several of New Hampshire's largest private foundations. During his years of practice, Todd has litigated many civil cases involving contract matters, land use and leasing issues, and uses this experience to advise his clients to avoid conflicts with an understanding of the limitations of the legal process with a regard for business issues.

Todd's experience includes:

- Successfully transforming a century old New Hampshire health care charitable trust into one of New Hampshire's largest private grant making charitable foundations.
- Serving as a court appointed receiver and special trustee in complex matters involving charitable organizations and charitable trusts and, once installed in these roles, successfully continuing or winding up the affairs of such organizations in a manner that benefited the organizations and, in some instances, the surrounding communities.
- Representing clients in the sale and acquisition of multi-million dollar real estate and businesses in New Hampshire and beyond its borders.
- Representing clients seeking to form and qualify various organizations as tax exempt under 501(c)(3), 501(c)(4) and 501(c)(6) of the tax code.
- Representing a group of interested parties who came together to form a tax exempt organization to acquire and operate a 90 year old Pre-K through 8 Catholic School.
- Successfully representing commercial and residential property owners in hundreds of landlord and tenant matters, ADA matters, and fair housing matters in New Hampshire courts and regulatory agencies.

Practice Areas

- Business
- Educational, Religious and Non-Profit Organizations
- Real Estate
- Tax Abatement & Tax Exemption

Professional Activities

- Served, in 2003, with members of the bar, judiciary and banking community to study, draft and promote the adoption of the Uniform Trust Code in New Hampshire.

- Past instructor, Southern New Hampshire University

Community Involvement

- Town of Bow, Zoning Board of Adjustment, 2001-2009
- General Counsel, Granite State South Board of Realtor's
- Former member, Board of Directors, HNH Foundation, Inc.
- Former member, Board of Directors, Woodside School, Inc.
- Leadership Greater Concord Class of 2000
- Former Trustee, Concord Conservation Trust
- Present Board Member, Riverbend Community Mental Health Board of Directors
- Present Board Member, Concord Family YMCA Board of Directors

Bar Admissions

Todd is admitted to practice in the state courts of New Hampshire and Maine, and the Federal District Court in New Hampshire and Maine.

Education

Columbia College, Columbia University, A.B. English, 1989; University of Maine School of Law, J.D., 1993; *Territorial Sea Journal*, Articles Editor; Vice President, Maine Association for Public Interest Law

Publications

Author, MANAGING MERGERS & DISSOLUTIONS Options for Faltering Nonprofits A Practical Mission-Based Approach *New Hampshire Bar Journal*, Fall 2009.

Author, Transforming a Non-Profit Health Care Entity: New Hampshire's Cy Pres Doctrine and RSA 7:19-b, *New Hampshire Bar Journal*, March 2003.